



#11/Reconsideration
1. McBeth's
11/27/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Steven J. Yohanan

Appl. No.: 09/557,149

Filed: April 25, 2000

For: **Graphical Method and System for
Accessing Information on a
Communications Network**

Art Unit: 2173

Examiner: S. Sax

Docket: 15-4-296.53

Reply Under 37 C.F.R. § 1.111

Assistant Commissioner for Patents
Washington, D.C. 20231

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Sir:

In reply to the Office Action dated **August 17, 2001** (PTO Prosecution File Wrapper Paper No. 10), Applicant submits the following Remarks.

It is believed that extensions of time are not required beyond those that may otherwise be provided for in documents accompanying this Reply. However, if additional extensions of time are necessary to prevent abandonment of this application, then such extensions of time are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor are hereby authorized to be charged to our Deposit Account No. 19-0036.

In the Office Action dated August 17, 2001, the Examiner rejected pending claims 3-8 under 35 U.S.C. 103(a) as being unpatentable over U.S. Patent No. 5,799,318 (Cardinal *et al.*) in view of U.S. Patent No. 5,907,704 (Gudmundson *et al.*). U.S. Patent No. 5,907,704 was filed on October 2, 1996 and is a continuation-in-part application, of Application No. 08/415,848, filed April 3, 1995 (now U.S. Patent No. 5,680,619).

Accompanying this paper is a declaration under 37 C.F.R. § 1.131 submitted by the sole inventor of the invention encompassed by claims 3-8 of the above-identified patent application. The declaration submitted herewith establishes invention of the claimed subject matter prior to April 3, 1995, the earliest possible effective date of U.S. Patent No. 5,907,704. The declaration demonstrates that the inventor conceived and reduced to practice the claimed invention prior to January 1, 1995. As such, Applicant respectfully requests that the rejection of claims 3-8 be withdrawn.

Conclusion

Applicant respectfully requests that the Examiner reconsider all presently outstanding rejections and that they be withdrawn. Applicant believes that a full and complete response has been made to the outstanding Office Action and, as such, the present application is in condition for allowance. If the Examiner believes, for any reason, that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at the number provided.

Prompt and favorable consideration of this Reply is respectfully requested.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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